



VIA HAND DELIVERY OCTOBER 18, 2002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dillon et al.

Atty. Docket: **PB324D1**

Application Serial No.: 09/956,004

Art Unit: 1631

Filed: September 20, 2001

Examiner: Ly, C.

For: Nucleotide Sequence of *Escherichia coli* Pathogenicity Islands

PROVISIONAL ELECTION WITH TRAVERSE UNDER 37 C.F.R. § 1.143  
AND AMENDMENT UNDER 37 C.F.R. § 1.111

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AS/A  
Plunkett  
10/24/02

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Office Action mailed August 21, 2002 (Paper No. 3), please consider the following amendments, provisional election, traversal, and remarks. Applicants respectfully request that the Examiner enter the following amendments prior to examination of this application. Applicants submit concurrently herewith: (a) a Fee Transmittal Sheet, with appropriate fee (in duplicate); (b) a Petition for an Extension of Time Under 37 C.F.R. § 1.136(a) for one month, to and including October 21, 2002, and (c) a Version With Markings Showing Changes Made.

Please amend the application as follows:

*In the Claims:*

Please cancel claims 1-33 without prejudice or disclaimer.

Please add the following claims:

34. (New) An isolated polynucleotide comprising the nucleic acid sequence of ORF ID 4 of Contig ID 65, represented by nucleotides 2889-1915 of SEQ ID NO:65.